

# PROSECUTE INSURRECTIONAL TO ALL COAL MINERS

## All Persons Engaged in Unlawful Proceedings in the Coal Fields Are Commanded to Disperse and Retire to Their Homes Before Noon of Thursday, Sept. 1—Unless Complied With Martial Law Will Be Declared and Governor Morgan's Appeal For Federal Troops Will Be Granted—Proclamation Was Issued After Conference of Officials at the White House.

Washington, Aug. 30.—President Harding, in a proclamation late today, commanded all persons engaged in "unlawful and insurrectionary proceedings" in the West Virginia coal fields to disperse and retire peacefully to their homes before noon of Thursday, September first.

Unless there is prompt compliance, the administration let it be known that martial law would be declared and Governor Morgan's appeal for federal troops granted.

Meanwhile, Brigadier General R. H. Randolph, who made a preliminary investigation around the Mingo district last week, was ordered back to West Virginia to watch the situation and advise the war department how the proclamation was received.

In a report made public yesterday at the White House, General Randolph expressed the opinion that the state authorities had made "only feeble attempts" to restore order.

The proclamation was issued by the president after a day of conference with Secretary Weeks, General Harbord, assistant chief of staff, A. West Virginia, and other officials.

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Test of the Proclamation.

"Whereas, the governor of the state of West Virginia has represented that domestic violence exists in said state which the authorities of said state are unable to suppress; and

"Whereas, it is provided in the constitution of the United States that each state in this Union, on application of the legislature, or of the executive when the legislature cannot be convened, against domestic violence, and

"Whereas, by the law of the United States in pursuance of the above it is provided that in any case of insurrection in any state or of obstruction to the laws thereof it shall be lawful for the president of the United States to apply the military forces of the United States to the suppression of such insurrection, or of the executive when the legislature cannot be convened, against domestic violence, and

"Whereas, the legislature of the state of West Virginia is not now in session and cannot be convened for the purpose of meeting the emergency, and the executive of said state under section four of article four of the Constitution of the United States has neglected to apply the military forces of the United States to the suppression of such insurrection, and existing the laws to be duly executed, and

"Whereas, it is required that whenever it may be necessary, in the judgment of the president, to use the military forces of the United States for the purpose aforesaid he shall forthwith by proclamation command such insurgents to disperse and retire peacefully to their respective homes within a limited time.

"Now, therefore, I, Warren G. Harding, president of the United States, do hereby make provision and give notice to the people of the United States that I hereby command all persons engaged in said unlawful and insurrectionary proceedings to disperse and retire peacefully to their respective homes on or before 12 o'clock noon of the first day of September, 1921, and hereafter abandon said combinations and submit themselves to the laws and constituted authorities of said state.

"And I invoke the aid and cooperation of all good citizens thereof to uphold the laws and preserve the public peace.

"I witness whereof, I have hereunto set my hand and caused the seal of the United States to be affixed.

"Done at the city of Washington, this thirtieth day of August, in the year of our Lord one thousand nine hundred and twenty-one, and of the independence of the United States the one hundred and forty-fifth.

"While some disquieting reports reached here during the day from West Virginia officials there was apparent a feeling among government officials that the people commanded by the president to return to their homes would do so, and that Thursday noon would see a restoration of order, which would make the presence of troops unnecessary.

GATHERING OF ARMED MEN AT JEFFERY IS REPORTED

Logan, W. Va., Aug. 30.—Extraordinary preparations went forward today and continued tonight following reports of a gathering of armed men at Jeffery, in the adjacent county of Boone, where thousands of the number vary from hundreds to thousands. Lack of telephone communication with Jeffery precluded confirmation of figures.

Fearing that the men would cross the hills to the Logan county side, companies of ex-service men were being formed today to reinforce detachments of deputy sheriffs and state police now guarding the border. In this little town, the county seat, a battalion drilled through the afternoon. Additional forces of former soldiers were reported to be coming from Welch and McDowell.

No word has been received from Adjutant General John H. Charnock, who left Charleston today for the district of uncertainty on the east slope of Spruce Park Ridge, separating Logan county from Boone.

For the first time since the Logan and McDowell men took up arms to repel a possible invasion, a newspaperman today was permitted to view part of the defenses.

CONFERENCE ON PROBLEM OF UNEMPLOYMENT IN BAY STATE

Boston, Aug. 30.—The unemployment situation in this state is not acute, although 25 per cent of the wage earners are out of work, Governor Cox announced today following a conference at the state house with representatives of charitable and social organizations.

"We have every reason to believe," he added, "that the number of persons employed will be greatly increased during the next three months."

YOUNG COUPLE KILLED ON HONEYMOON TRIP

Cleveland, Aug. 30.—The honeymoon trip and the lives of Mr. and Mrs. Edwin C. Simpson, aged 22 years, of Cleveland, ended abruptly today when the automobile in which they were traveling was overturned by a south-bound Cleveland-Southwestern interurban train near Chipewake Lake.

Mrs. Simpson was killed instantly and her husband died a few minutes later. They were married August 2 and were touring the state on their honeymoon.

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# Sniping Continues In City of Belfast

## Five Persons Were Killed Tuesday and Many Others Were Wounded—Trouble in Factory District.

Belfast, Aug. 30.—(By the A. P.)—Five persons were killed today during the renewed sniping in the city. Many more were wounded, some of them seriously. Numerous cases of gunshot wounds are under treatment in the hospitals.

During the day in the factory districts there was considerable fighting, especially this afternoon when the shipyard workers on the waterfront home came under the guns of snipers.

Up to tonight there had been seven deaths as a result of the rioting.

ANNUAL CONVENTION OF THE AMERICAN BAR ASSN.

Cincinnati, Aug. 30.—A day of sectional meetings devoted to the discussion of committee reports and discussion of delegates and visitors who poured into Cincinnati today for the forty-fourth annual convention of the American Bar Association. Prominent bar leaders from all sections of the country were present for the business meetings, auxiliary to the program, which began tomorrow before the general convention.

Elmer Root, former secretary of state, made two brief addresses today in which he urged the bar to play an important role in creating public opinion and in educating young lawyers in the fundamentals of the law.

Story of the Crime.

Camden, N. J., Aug. 30.—The murder of David S. Paul, a Camden bank messenger, for which Frank J. James and Raymond W. Schuck were tried to death today in the federal court here, was a carefully planned and executed crime.

Paul disappeared on October 5, 1920, when he was taking from the bank which employed him here to Philadelphia for deposit. Eleven days later he was found in a shallow grave in the New Jersey pine belt, near Tabernacle, by hunters.

Both men were said to have made confessions to the crime. James, who was granted separate trials and found guilty of murder in the first degree, testified, although conflicting, indicated that he was the one who fired the shot which killed Paul. He also testified that he was the one who buried the body.

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MANSLAUGHTER CHARGE AGAINST AUTOBILIST

New Haven, Aug. 30.—Maurice Sugarmen, of Hartford, held criminally responsible for the death of Miss Beatrice E. Bristol, 22, of East Haven, in a finding issued today by Deputy Coroner Kenneth W. Wyman, of New Haven.

Miss Bristol was driving an automobile which struck Miss Bristol on August 17 in Milford. He will be arraigned on a charge of manslaughter.

HONOR BODY OF PRIVATE GROSS WHO FILLED BERGOLD GAP

Philadelphia, Aug. 30.—The body of Private Russell Gross, who stepped into the gap of the 28th Infantry when the company was overrun by the enemy, was buried today in the city of Philadelphia.

The body was found in the ruins of the city of Berlin today and was brought home today by a large delegation of relatives, friends, and others who assembled about the flag draped casket to do honor to the man who was killed in action.

HIRSCHFELD INNOCENT OF ERZBERGER ASSASSINATION

Berlin, Aug. 30.—(By the A. P.)—Oltwig Hirschfeld, for whom the police had been searching on suspicion that he might have been the assassin of Matthias Erzberger, came to Berlin today and informed the state attorney that he had nothing to do with the shooting of the former finance minister, and the police permitted him to go.

Hirschfeld some time ago tried to murder Herr Erzberger. He was sent to prison, but was released recently owing to ill health.

CARGO OF FOOD, CLOTHING AND MEDICINES FOR RUSSIA

New York, Aug. 30.—A cargo of food, clothing and medicines, gathered throughout the United States by the committee for relief of children in Soviet Russia, left today for the steamship Wagon.

The vessel will go to Riga and Petrograd, where representatives of the committee will receive the cargo and distribute it where most needed.

ACTION AGAINST FAMOUS PLAYERS LASKY CORP.

Washington, Aug. 30.—The Famous Players Lasky Corporation, a motion picture concern, has been cited by the federal trade commission to answer complaints of violations of the anti-trust laws. Action was taken after a long investigation as to have disclosed charges of flagrant violations. Detailed announcements will be made later.

LOAN OF \$8,000,000 TO NEW HAVEN ROAD APPROVED

Washington, Aug. 30.—A loan of \$8,000,000 by the government to the New Haven and Hartford Railroad Company, to aid the company in meeting its obligations in maturing indebtedness and for additions and betterments of \$1,785,000 was approved today by the Interstate Commerce Commission.

Service Sept. 7 For 21-2 Victims

London, Aug. 30.—A memorial service for the victims of the 21-2 disaster will be arranged for September 7. It will be held in Westminster Abbey.

# NEW YORK TO HAVE FOR MEN OUT OF WORK

New York, Aug. 30.—Unemployed in other cities were warned to keep away from New York in a statement issued today by Bird S. Collier, commissioner of public welfare, outlining plans for meeting the situation here.

Such a conference, he declared, "is not to be opposed, when the workers of the country are suffering from unemployment and there is no work in sight."

"We have not been invited to participate in such a conference," he continued, "but as labor is the primary factor in the unemployment situation it would be absurd for labor not to be represented."

ORGANIZED LABOR READY FOR UNEMPLOYMENT CONFERENCE

Atlantic City, Aug. 30.—Organized labor is ready to consider any invitation from the government to participate in a conference with a view of solving the unemployment situation, Samuel Gompers, president of the American Federation of Labor, announced today at the closing session of the federation's executive council.

"While the unemployment conference is not to be opposed, when the workers of the country are suffering from unemployment and there is no work in sight," he declared, "we have not been invited to participate in such a conference."

The censor refuses to permit the carrying of extracts of articles printed in Madrid newspapers. The telephoning of news also is forbidden.

Investigation of an alleged coffee trust will be continued by United States Attorney Charles Clynne of Chicago as soon as he returns to Chicago.

A university of the education of mothers in law was advocated by Rev. Charles B. Stevens of the Third Presbyterian church in a sermon in Chicago.

RECEIVERSHIP ASKED FOR STRIKE INSURANCE COMPANY

Baltimore, Aug. 30.—A receivership for the Employers Mutual Insurance and Service Company, which was written strike insurance for thirty years in forty states, was asked today in the Baltimore city circuit court by a petition filed by Thomas J. Keating, insurance commissioner for Maryland.

While the company officials declare that the company is not insolvent, the commission's report states that the liabilities of the company exceed its assets by about \$1,000,000 and probably considerably more.

Formation of the administration's policy as to the ultimate disposition of German property seized during the war will be taken up with President Harding within the next few days.

Twenty-eight nations have ratified the international court, provided for under the covenant of the League of Nations, this assuring its permanent establishment.

David I. Richards, an American, was killed by Mexicans at Chivela last Friday, according to consular advice from Salina Cruz received at the state department.

Henry Francis, owner of the Boston American League baseball club, was sued for divorce at New York. One Elizabeth Nelson is mentioned in Mrs. Francis's complaint.

A pigeon which carried a message from Mayor Thompson of Chicago to the President Harding in sixteen hours actual flying time for the 614 1-2 miles, broke a world's record.

A bankrupter petition against the Scrips Booth-Motor Car Company of Boston was filed in the federal court by Joseph Sherman. Sherman's claims totaled \$1135.

Carlos Castro Rios, former Chilean consul general in New York, left today for Santiago, Chile, for Washington carrying a confidential message to the Chilean embassy at the American capital.

Four months' tie-up in the building industry in San Francisco ended when several thousand union crafts men returned to work on the employers' terms which included a cut of 1-2 per cent in wages.

Charles W. Fugatey, of Nebraska, has been selected by President Harding for appointment as assistant secretary of agriculture to succeed Dr. Elmer B. Ball, whose resignation is effective October 1.

A uniform aviation act, regulating traffic in the air, was discussed by a conference of commissioners on uniform state laws today, meeting preliminary to the annual convention of the American Bar Association, in Cincinnati.

Assertions by grain men that reductions in freight rates on grain and hay would stimulate movement in that traffic have not been borne out by recent experiences of the Union Pacific railroad.

MEANS OF PROVIDING WORK FOR THE UNEMPLOYED, estimated by the department of labor to number 5,735,000, will be studied at a conference of industrial and labor leaders to be held in Washington next month at the call of President Harding.

Henry P. Devision of J. P. Morgan & Company, on whom an operation was performed at a hospital in New York on August 4, has progressed so far in his convalescence that he left the hospital and went on his yacht to his Long Island country home.

Thirty-two Creators in Judge Joseph Schuchman's court in Chicago were locked in the "bull pen" two hours by order of the judge and then dismissed with warning that in the future speeders would be given twenty days in the workhouse.

Philip S. Whelan, a former Boston policeman who shot and killed Patrolman Andrew E. Cuneo in front of the Hanover street police station, Boston, a fortnight ago, was committed to the insane department of the state hospital at Bridgewater.

DECISION ON VOCATIONAL COLLEGES THIS WEEK

Washington, Aug. 30.—Decision as to the proposed establishment of vocational colleges in various army cantonments for the rehabilitation of former service men will probably be reached this week by President Harding. It was said today officially.

Secretary Weeks and Secretary Mellon, it was said, would take up consideration of the plan at once and report to the president upon its feasibility.

RAILROAD REFUNDING IS BEING CONTINUED

Washington, Aug. 30.—Railroad refunding operations are being continued despite the failure of refunding legislation to pass before the recess of congress.

President Harding takes the view, it was said today, that existing sections of the transportation act authorize him to proceed although he has asked congress for an instrumentality through which the work may be done.

# APPLICANTS OF THE NEW STATE JUDGE BUS OWNERS DEVED

## Applicants Sought an Injunction to Prevent State, County and City Officials From Enforcing the New State Jitney Law—Three Judges Who Heard the Appeal All Concurred in the Decision—State Legislature Has Power to Regulate the Use of Highways by Automobiles—May Also Authorize Municipalities to Regulate the Use of Streets by Vehicles and May Exclude Vehicular Traffic.

New Haven, Aug. 30.—The application of New Haven jitney bus owners for an injunction to prevent state, county and city officials from enforcing the new state jitney law has been denied by the three federal judges who heard the appeal. It was announced tonight by the New Haven Journal-Courier.

The judges who heard the appeal were Judge Martin T. Stanton of the United States Circuit Court of Appeals; Judge John C. Knox and Judge Edwin S. Court.

The decision says in part: "The state legislature may regulate the use of highways by automobiles, and the use of streets by vehicles and may exclude vehicular traffic."

"The legislature of Connecticut, by the enactment referred to, provided for the use of highways by automobiles, and the use of streets by vehicles and may exclude vehicular traffic."

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SENATOR SMOOT PROPOSES NEW BASIS OF TAXATION

Washington, Aug. 30.—A new basis of taxation to take the place of the house-rented tax, which has been proposed by Senator Smoot, republican, Utah, who announced he was preparing a bill embodying the plan, was estimated would yield \$1,355,000,000 this year.

The use of one of six sources of taxation, including a tax on manufacturers' sales, was proposed by Senator Smoot. The bill would also provide for a tax on the state's income, which would be levied on the net income of the state.

Prohibition experts to clean up New York City

New York, Aug. 30.—Several prohibition enforcement experts from Washington, D. C., arrived today in New York for the general prohibition agents, arrived in New York today to aid federal prohibition Director Hart in a campaign to clean up the city.

Hart said it was one of the worst in the country.

GLASS WORKERS ACCEPT BIG REDUCTION IN WAGES

Cleveland, Aug. 30.—An agreement was reached here today between the National Window Glass Workers Association and the Glass Manufacturers when the union, according to Joseph Neenan, president, accepted a 24 per cent reduction in wages. The second period, which also is in operation for 13 weeks, begins February 15.

Last year's scale ranged from \$1.02 to \$1.15 per box, dependent on the size into which the glass was cut.

CALL UPON LAUNDRIES FOR MORE REASONABLE PRICES

Boston, Aug. 30.—The state commission on necessities of life today appealed to owners of laundries to maintain more reasonable prices. Complaints that charges for laundering many articles were excessive were received by the commission.

The commission also received complaints that some laundry agents received commissions ranging from 35 to 45 per cent of the prices for the work.

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